Duane Morris*

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FACSIMILE TRANSMITTAL SHEET

To:

Examiner Melanie R. Tyson - Group 3731

FIRM/COMPANY:

U.S. Patent and Trademark Office

Mail Stop Amendment

FACSIMILE NUMBER:

571,273,8300

CONFIRMATION TELEPHONE:

FROM:

Edward J. Lynch

DIRECT DIAL:

415.957.3067

DATE:

January 24, 2007

USER NUMBER:

5119

FILE NUMBER:

Attorney Docket No. R0368-04000;

Serial No. 10/716,329

TOTAL # OF PAGES: (INCLUDING COVERSHEET)

13

MESSAGE:

Please see the attached Amendment and Response to Office

Action.

NOTE: Original will not follow

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If there is a problem with this transmission, please call us as soon as possible at 415.957.3000.

JAN 2 4 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of			Examiner: Melanie R. Tyson					
Burbank et al.) Group Art Unit: 3731					
For:		.CULUM-LIKE DEVIC AVAGINAL INSTRUM VERY		-			RESPONSE	
Serial No.: 10/716,329)) AMENDMENT AND RESPONSE) TO OFFICE ACTION MAILED) 11/02/2006				
Filed	Filed: November 18, 2003					22.02.200	-	
Doc	ket No.: R	0368-04000						
	I hereby certif Amendment	CERTIFICATE OF M fy that these papers are being sent b Commissioner for Patents, P.O. Bo By	y facsimile to (571) ox 1450, Alexandria	273-8300, addres	sed to Examin	ner Melanie R. T	yson, Mail Stop Francisco, CA.	
Com P.O.	Box 1450	for Patents	Sirpa Kirj	onen /				
Dear	r Sir:			·			•	
1.		tted herewith for filing in t e to Office Action Mailed		ntified patent	application	n is an <u>Ame</u>	ndment and	
	<u>X</u>	No additional claim fee Amendment increases n				ncies.		
		Description	Fee Code	Claims	Extra	Rate	Fee	
		Independent Claims	1201	2-9=	0 x	\$200=	\$0	
		Total Claims	1202	14-53=	0 x	\$50=	\$0	
3.	<u>x</u>	Applicants herein withdr	raw claim to s	mall entity st		ė	\$0	
4.	Payment X	of Fees Enclosed is a check for the Commissioner is au fees set forth under 3 referencing Atty. Dockenclosed for fee proces	thorized to char 7 C.F.R. §1. et No. R0368	arge any fees .16 or §1.17	due, and to , to Dep	osit Accour	nt No 04-1679,	
			By: <u>∠</u>	Édward J.	Lynch	1210		
Duane Morris LLP			Registration No. 24,422					
One	Monloot							
Stream				Attorney f				
	ır Tower, S							
San 1	r Tower, S Francisco,	Suite 2000 CA 94105 15) 957-3000						

Direct Dial: (415) 957-3067

Facsimile: (415) 957-3001 Direct Dial: (415) 957-3067 JAN 2 4 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of)) Examiner: Melanie R. Tyson				
Burbank et al.)) Group Art Unit: 3731				
For:	TENA	CULUM-LIKE DEVIC	E FOR)					
		AVAGINAL INSTRUM	ENT)					
	DELI	VERY)				RESPONSE	
Serial No.: 10/716,329				TO OFFICE ACTION MAILED 11/02/2006				
Filed	l: Novem	ber 18, 2003)	•	•			
Dock	ket No.: I	10368-04000						
	I hereby certi Amendment	fy that these papers are being sent by Commissioner for Patents, P.O. Bo	y facsimile to (571)	273-8300, addres	sed to Exami	ner Melanie R. 7	yson, Mail Stop Francisco, CA.	
Mail	C44- A-	_	Sirpa Kirj	jonen	_			
	Stop Am	endment for Patents				DAG	•	
	Box 1450	-				2 W		
		A 22313-1450		_	,	U .	•	
Dear	•							
i.	Transmitted herewith for filing in the above-identified patent application is an <u>Amendment and Response to Office Action Mailed 11/02/2006</u> .							
2.	Claim Fee Calculation							
	X		is required.					
		Amendment increases n	umber of clain	ns or multiple	depender	icies.		
			Additional Cla	aim Fee Calc	ulation			
		Description	Fee Code	Claims	Extra	Rate	Fee	
	•	Independent Claims	1201	2-9=	0 x	\$200=	\$0	
		Total Claims	1202	14-53=	0 x	\$50≃	\$0	
					Fees Du	e	50	
3.	_X_	Applicants herein withd	rasy claim to a	mall entity st				
٥.		Applicates noron without	IEW CIEIII W SI	man emity su	atus.			
4.	Payment	of Fees						
	Enclosed is a check for the total fees due in the amount of							
			the total fees d	ue in the amo	ount of			
	<u>x</u>	Enclosed is a check for the Commissioner is au	thorized to ch	arge any fees	due, and t			
		Enclosed is a check for the Commissioner is au fees set forth under 3	thorized to charge of the char	arge any fees 16 or §1.17	due, and t	osit Accou	nt No 04-167	
		Enclosed is a check for the Commissioner is au fees set forth under 3 referencing Atty. Dock	thorized to charge to C.F.R. §1. et No. R0368	arge any fees 16 or §1.17	due, and t	osit Accou	nt No 04-167	
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	<u>x</u>	Enclosed is a check for the Commissioner is au fees set forth under 3 referencing Atty. Dock enclosed for fee proces	thorized to charge to C.F.R. §1. et No. R0368	arge any fees .16 or §1.17 04000. A Edward J.	due, and to Depiduplicate Lynch n No. 24,4	copy of the	nt No 04-167	
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One I Spear San F	X Market r Tower, S Francisco,	Enclosed is a check for the Commissioner is au fees set forth under 3 referencing Atty. Dock enclosed for fee proces	thorized to charge to C.F.R. §1. et No. R0368	arge any fees 16 or §1.17 -04000. A Edward J. Registratio	due, and to Depiduplicate Lynch n No. 24,4	copy of the	nt No 04-167	

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JAN 2 4 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of) Examiner: Melanie R. Tyson			
Burbank et al.	Group Art Unit: 3731			
For: TENACULUM-LIKE DEVICE FOR INTRAVAGINAL INSTRUMENT DELIVERY))))) AMENDMENT AND RESPONSE) TO OFFICE ACTION MAILED			
Serial No.: 10/716,329) <u>11/02/2006</u>			
Filed: November 18, 2003	}			

Docket No.: R0368-04000

CERTIFICATE OF MAILING/FACSIMILE PURSUANT TO 37 C.F.R. §1.8

I hereby certify that these papers are being sent by facsimile to (571) 273-6300, addressed to Examiner Melanie R. Tyson, Mall Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on Jenuary 24, 2007; in San Francisco.

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the non-final Office Action mailed November 2, 2006, please amend the above identified application as follows: